

The Gant County Fiscal Court met in Special Session on Monday, April 07, 2008, at 7:00 P.M. at the Grant County Courthouse in Williamstown, Kentucky 41097, with Richard Austin, Magistrate 1st District, Present; Brian Linder, Magistrate 2nd District, Present; Bobby Young, Magistrate 3rd District, Present and Hon. Darrell Link, County Judge/Executive, Present and Presiding.

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Judge Link opened in prayer and then led in the Pledge of Allegiance. Those present were: Clark Kinman-Cable TV, James Perkins and Ryan Naus-Grant County News.

Judge Link updated on the Addition to the Agenda which is a Resolution the Kentucky Transportation Cabinet is asking the Court to approve and sign regarding a Permanent Right of Way in close proximity to the bridge that was built for us on Napoleon Zion Station Road,

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Motion of Richard Austin and seconded by Brian Linder it is hereby ordered to approve the minutes of the March 17, 2008, meeting as presented.

The following votes were taken: Richard Austin, Magistrate 1st District, votes Yes; Brian Linder, Magistrate 2nd District, votes Yes; Bobby Young, Magistrate 3rd District, votes Yes; and Hon. Darrell Link, County Judge/Executive, votes Yes.

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Judge Link presented for review and approval the Claims in the General Expense Fund, Road Fund, Jail Fund and L.G.E.A. Fund, for the month of April, 2008, along with the transfers needed to pay said claims. He asked if there were any questions about them. Discussion was held on a couple of Jail Fund Claims.

Motion of Bobby Young and seconded by Richard Austin it is hereby ordered to approve Claims No. 01-1014 thru 01-1072 in the amount of \$67,512.23 paid out of the General Expense Fund; Claims No. 02-434 thru 02-458 in the amount of \$12,220.54 paid out

of the Road Fund; Claims No. 03-0326 thru 03-0355 in the amount of \$51,456.48 paid out of the Jail Fund and Claim No. 04-0000035 in the amount of \$3,415.98 paid out of the L.G.E.A. Fund, for the month of April, 2008, along with the transfers presented to pay said claims.

The following votes were taken: Richard Austin, Magistrate 1st District, votes Yes; Brian Linder, Magistrate 2nd District, votes Yes; Bobby Young, Magistrate 3rd District, votes Yes; and Hon. Darrell Link, County Judge/Executive, votes Yes.

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Judge Link presented the Road Supervisor's Report for March 2008. It is as follows:

No action is required. He also presented the Building Inspector's Report for March 2008. It is as follows: No action is required. He also presented the Canine Control Officer's Report for March 2008, along with the Quarterly Report for January – March, 2008. They are as follows: No action is required.

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Judge Link requested a Motion to Void Check No. 10098 in the General Expense Fund dated March 04, 2008, to Vanessa Rose in the amount of \$15.76 due to said check being destroyed in the wash and can not be presented for payment and to replace it with Check No. 10119 dated 03-18-08.

Motion of Richard Austin and seconded by Brian Linder it is hereby ordered to Void Check No. 10098 in the General Expense Fund dated March 04, 2008, to Vanessa Rose in the amount of \$15.76 as requested and to replace it with Check No. 10119 dated March 18, 2008.

The following votes were taken: Richard Austin, Magistrate 1st District, votes Yes; Brian Linder, Magistrate 2nd District, votes Yes; Bobby Young, Magistrate 3rd District, votes Yes; and Hon. Darrell Link, County Judge/Executive, votes Yes.

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Judge Link presented the proposed Jail Budget for 2008-2009 fiscal year. It is as follows:

No action is required. He stated that the Kentucky Revised Statutes does require the Jailer and County Treasurer to submit a budget to the Fiscal Court at the first meeting in April of each year and they are complying with that mandate and that Jail Budget is being provided to the Magistrates this evening. He said that it will probably more than likely in all probability change from this evening when they finally incorporate and pass the entire county budget. It is the Court's duty to review this budget line item by line item and try to get our arms around and understand what is being asked of us and also provide the Constitutional care that the inmates are to be provided. He said that they will be having many discussions over the next month and half regarding this subject. He said they would reserve some time at a future Caucus meeting to go over that budget.

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Judge Link stated that we are pleased to report and announce that the Kentucky Transportation Cabinet did complete the replacement of Bridge No. CR-041-1315-C00026 known as the Zion Station Bridge over Ten Mile Creek on Napoleon Zion Station Road. He said that if there is anyone listening this evening or is in the audience that hasn't visited that bridge we certainly encourage you to do so as we have a wonderful asset that was provided to this county by the Kentucky Transportation Cabinet. He stated that in tearing down the old bridge and the building of this new bridge the Transportation Cabinet had to purchase 3.768 acres of Permanent Right of Way in Grant County. He stated that in the Resolution they are asking us to adopt this evening, they are asking the Fiscal Court to accept ownership and maintenance responsibility for this Right of Way that is being given to the county. The letter and Resolution are as follows:

He read the Resolution in full.

Motion of Bobby Young and seconded by Brian Linder it is hereby ordered to approve the Resolution presented by the Kentucky Transportation Cabinet stating the county accepts ownership and maintenance of the 3.768 acres of Permanent Right of Way for the Zion Station Road Bridge over Ten Mile Creek in Grant County, Kentucky, and hereby authorizes the Judge/Executive to sign said Resolution on behalf of the Grant County Fiscal Court, as presented.

The following votes were taken: Richard Austin, Magistrate 1st District, votes Yes; Brian Linder, Magistrate 2nd District, votes Yes; Bobby Young, Magistrate 3rd District, votes Yes; and Hon. Darrell Link, County Judge/Executive, votes Yes.

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Judge Link opened up discussion for the ‘Good of the County’. He said that anyone could address the Court at this time. No one in the audience did. Magistrate Linder said that Little League Baseball opens Saturday. Judge Link said that it is supposed to rain all week and be cold and dismal on Saturday, but he knows the thought is there. Baseball coaches are wanting to play. He stated that the Grant County Chamber of Commerce Banquet is on the following Saturday and will be held at the Williamstown High School. He also announced that on the county’s Web Site Tabatha has a very aggressive Summer Schedule planned for people of all ages in our county this year and she is also distributing Brochures out at various public places and making them available to the businesses in the county. The Magistrates also have Brochures if you should see them out. They carry them in their car and would be glad to give you one. He said that one of the things that Tabatha will be providing this year is Movies at the Park, kind of like a Drive-In Theatre, and we will have some family oriented time in the Park and encourage everyone to bring their picnic basket and come. He did ask Tabatha that we have the first night dedicated to

County Personnel and that we, Fiscal Court, will show up and will probably give away Diet Coke and Popcorn. We can kind of use that as a trial to make sure that everything runs smoothly before we actually go public with the Drive-In Movie concept this summer, so we will let you all know the date that is going to take place. That should be a fun evening and we will invite the county employees and their family to participate.

County Attorney Jack Gatlin reported that the tide is certainly turning on the Jail Litigation. About ten days ago Judge Bunning denied Class Certification to the Class Action Lawsuit at the Jail and he thinks that is a significant victory, a significant signal that there are not these wholesale constitutional violations that the Plaintiffs and the lovely Media to the North have in times alleged. He thinks the fact that Judge Bunning not only denied Class Certification but outright dismissed three of the Claims in that case shows that the trend is turning, and in fact, in the last eighteen months that brings the total to thirteen claims that have been dismissed which again he thinks is the drum that probably wasn't beat well enough, but after obviously that initial incident of a little over five years ago that Jail has virtually been incident free and there has been some trial attorneys that have tried to profit off of some of those issues but the Courts are turning back and saying no, and he thinks the tide is turning and he is confident that in the next six to nine months most every case that is out there against the Jail will be a forgotten part of our history. He thinks that is a very good thing that is happening. Judge Link said that he appreciated that update, Jack, he did not know how he could have forgotten that. He said that Jack makes a couple of good points there. First of all we have continued to hear for the last five years about that being a bad Jail and the bad things that occur there. As Jack just framed for you and articulated much better than he is about to again is that

all of those things occurred five years ago or even before that, but yet it is the same old stories that have been resurrected from time over and time again by Media outlets of all kinds, and that has been unfortunate for our community to have to sustain that negative publicity. What Jack just said was the suit that, the larger suit that we all had fear of because it was filed, and any time something is filed, you have to respect the fact that it was and give it due diligence, so it was dismissed by the Federal Court Judge, Mr. Bunning, and so we are pleased to hear that. They usually also have ten days to file an appeal; they did not appeal and that was good news as well. Now that doesn't mean that we are completely out of the woods yet. There are a couple of other suits that were filed in the past that are still lingering. He thinks the other large message that you should have heard that Jack would never tell you is, Jack, we appreciate all the work that you have done regarding the litigation over there and the time that you have spent on it and the things that you were able to provide at the Court hearings thru Mr. Volker, your partner, and it seems like somebody finally showed up to represent Grant County and we appreciate you standing up to that challenge and caring for that issue and it was certainly good news that we received, so Thank You. Jack said "Good news for the county".

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Judge Link reminded the Fiscal Court that the next Caucus meeting will be on Monday, April 14, 2008, at 5:30 P.M., and that the next meeting of the Fiscal Court will be on Monday, April 21, 2008, at 7:00 P.M.

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Motion of Richard Austin and seconded by Brian Linder it is hereby ordered to Adjourn until Monday, April 21, 2008, at 7:00 P.M.

The following votes were taken: Richard Austin, Magistrate 1st District, votes Yes; Brian Linder, Magistrate 2nd District, votes Yes; Bobby Young, Magistrate 3rd District, votes Yes; and Hon. Darrell Link, County Judge/Executive, votes Yes.

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GRANT COUNTY JUDGE/EXECUTIVE